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Attorneys for Plaintiff / Counterclaim Defendant Lorina, Inc.

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION**

LORINA, INC., a Florida Corporation,)	
)	Case Number: CV 13-3818 CRB
<i>Plaintiff / Counterclaim Defendant,</i>)	
)	STIPULATION AND ORDER OF
vs.)	DISMISSAL AS TO SAFEWAY UNDER
)	FED. R. CIV. P. 41(a)
REED'S, INC., a Delaware corporation,)	
)	Complaint filed: August 16, 2013
<i>Defendant / Counterclaim Plaintiff,</i>)	
)	Honorable Charles R. Breyer
and)	
)	

SAFEWAY INC., a Delaware corporation,)
)
Defendant.)
)

Pursuant to Fed. R. Civ. P. 41(a), and in accordance with a settlement agreement arrived at between the parties named herein, Plaintiff / Counterclaim Defendant, Lorina, Inc. (“Lorina”) and Defendant Safeway Inc. (“Safeway”) hereby agree, through their undersigned counsel, to dismiss with prejudice all claims asserted against each other or that could have been asserted against each other in the above-captioned action. Lorina and Safeway further agree that they shall each bear their own costs and attorneys’ fees, and that the Court shall retain jurisdiction to enforce the terms of their settlement agreement.

This Stipulation and [Proposed] Order of Dismissal As To Safeway shall not be construed to dismiss any claims asserted by Lorina in the Complaint against Defendant Reed’s, Inc. (“Reed’s”).

Respectfully submitted,

Dated: December 20, 2013

/s/ Atul R. Singh
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10 Dated: December 20, 2013

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28 *Attorneys for Defendant Safeway Inc.*

IT IS SO ORDERED

Dated: January 10, 2014

